

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
WESTERN DIVISION**

**BUFFALO RIVER WATERSHED ALLIANCE;  
ARKANSAS CANOE CLUB; NATIONAL PARKS  
CONSERVATION ASSOCIATION;  
and OZARK SOCIETY**

**PLAINTIFFS**

**v. No. 4:13-cv-450-DPM**

**DEPARTMENT OF AGRICULTURE, Tom  
Vilsack, in his official capacity as Secretary,  
United States Department of Agriculture;  
SMALL BUSINESS ADMINISTRATION,  
Jean Hulit, in her official capacity as Administrator,  
Small Business Administration, and Linda Nelson,  
in her official capacity as Arkansas District Director,  
Small Business Administration; FARM SERVICE  
AGENCY, Juan Garcia, in his official capacity as  
Administrator, Farm Service Agency, and Linda  
Newkirk in her official capacity as Arkansas  
State Executive Director, Farm Service Agency**

**DEFENDANTS**

**ORDER**

The Court appreciates the parties' stipulation, *No. 40*. It moots the motion for judicial notice, *No. 30*, which the Court therefore denies. The Court wonders whether the parties can stipulate about the attachments to the Chang affidavit, *No. 33-3, 33-4, 33-5, & 33-6*. This would remove a lawyer-as-witness shadow. MOD. R. PROF. COND. 3.7; ARK. R. PROF. COND. 3.7. The Court also directs the Clerk to correct the docket: First, *No. 41* is Defendants' response to

Plaintiffs' statement of undisputed material facts; second, Maria Contreras-Sweet should be substituted for Defendant Jean Hult. FED. R. CIV. P. 25(d);  
*No 41 at n.1.*

So Ordered.

*D.P. Marshall Jr.*  
D.P. Marshall Jr.  
United States District Judge

*6 May 2014*